IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl.M. No.21565-M of 2007

Date of Decision: 5.4.2007

Hitesh Partap Shishodia

....Petitioner.

Versus

State of Haryana and others.

...Respondent.

Present:- Mr.Manjeet Singh,Advocate
for the petitioner.

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S.S.SARON, J.(ORAL)

The petitioner challenges the order dated 23.11.2006 (Annexure P-6). A perusal of the said order would show that it is in fact as an interim measure that the petitioner has been asked to execute a bond to maintain peace. The main proceedings are still continuing before the learned S.D.M.Kalka.

Learned counsel for the petitioner submits that the proceedings initiated against the petitioner are erroneous on the face of the record inasmuch as it is in fact the petitioner who himself filed the complaint Annexure-P-1.

After giving my thoughtful consideration to the matter, it may be noticed that the veracity of the facts on the basis of which the security proceedings have been initiated are not to be gone into in proceedings in exercise of jurisdiction under Section 482 Cr.P.C. The petitioner, only as an interim measure, has been ordered to furnish surety bond which has been

ordered after recording statement of the investigating officer. The statement of investigating officer has not been placed on record for which an adverse inference is liable to be drawn.

In the circumstances, there is no merit in the petition.

Dismissed.

(S.S.SARON)
JUDGE

April 05,2007
Reema